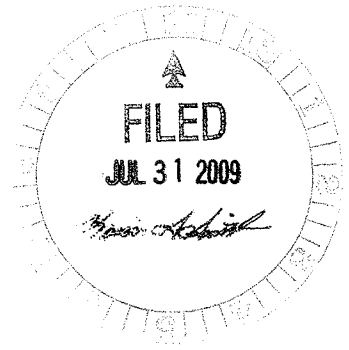


**In the
Indiana Supreme Court**



IN THE MATTER OF THE)
)
APPROVAL OF LOCAL RULES)
)
FOR DEARBORN COUNTY)

Case No. 15S00-0907-MS- **349**

ORDER APPROVING AMENDED LOCAL RULE

The Judges of the Dearborn Circuit and Superior Courts request the approval of an amended local rule for assignment of criminal cases in accordance with Ind. Criminal Rule 2.2. Attached to this Order is the proposed amended local rule.

Upon examination of the proposed rule amendment requested by the Dearborn Circuit and Superior Courts, this Court finds that the proposed rule amendment, LR15-AR-7 complies with the requirements of Ind. Criminal Rule 2.2, and, accordingly, should be approved and posted in the county clerk's office(s) and on the county clerk's website, if any, and on the Indiana Judicial Website.

IT IS, THEREFORE, ORDERED by this Court that amended Local Rule LR15-AR-7 for Dearborn County Courts, set forth as an attachment to this Order, is approved effective July 1, 2009. The Clerk of this Court is directed to forward a copy of this Order to the Hon. Sally A. Blankenship, Dearborn Superior Court, 215 West High Street, Lawrenceburg, IN 47025; the Hon. Jonathan N. Cleary, Dearborn Superior Court 1, 215 West High Street, Lawrenceburg, IN 47025-1999; the Hon. James D. Humphrey, Dearborn Circuit Court, 215 West High Street, Lawrenceburg, IN 47025-1999; and to the Clerk of the Dearborn Circuit Court. The Clerk is also directed to post this Order on the Court's website.

The Clerk of the Dearborn Circuit Court is directed to enter this Order and attachment in the Record of Judgments and Orders for the Courts, to post this Order and attachment for

examination by the Bar and the general public, and if available, to publish this Order and attachment on the county clerk's website.

DONE at Indianapolis, Indiana, this 31st day of July, 2009.

RT Shepard

Randall T. Shepard
Chief Justice of Indiana

ASSIGNMENT OF CRIMINAL CASES

A. Comes now the Court, sua sponte, and, pursuant to Criminal Rule 2.2, 12 and 13 of the Indiana Rules of Court, now issues the following Administrative Order establishing the method of assigning felony and misdemeanor cases in the Court of record of Dearborn County, Indiana:

1. All murder cases shall be filed in the Dearborn Circuit Court.
2. All Class D felony cases and all Class A, B and C misdemeanor cases shall be filed in accordance with the month in which the crime is alleged to have occurred as follows:
 - a) Offenses alleged to have occurred in January, March, May, July, September and November shall be filed in Dearborn Superior Court II.
 - b) Offenses to have occurred in February, April, June, August, October and December shall be filed in Dearborn Superior Court No. 1.Cases which allege an episode of criminal conduct over a period of time shall be filed in the month of the first occurrence of the crime as stated in the charging information. Cases that allege multiple counts of criminal conduct that are not necessarily of a continuing episode shall be filed in the month of the earliest count alleged.
3. All vehicular homicides other than murder cases shall be filed in the Dearborn Superior Court I& II, consistent with paragraph 2 above.
4. All miscellaneous criminal cases may be filed in either the Dearborn Circuit Court, the Dearborn Superior Court I, or the Dearborn Superior Court II.

5. Class A, B and C felonies shall be randomly assigned by the Clerk as follows: 3/5 of such cases to the Dearborn Circuit Court; 1/5 of such cases to the Dearborn Superior Court No. 1; and 1/5 of such cases to the Dearborn Superior Court II.
Once filed as a Class A, B or C felony, subsequent amendment of charges to add Defendants or additional counts (either of which arise from the same transaction or occurrence) shall be filed in the court of original filing. In addition, if such charges are dismissed and re-filed, the charges shall be re-filed in the Court of original filing.
6. All traffic infractions shall be filed in the Dearborn Superior Court I.
7. This Rule does not affect the manner of assigning cases to Courts of non-record.